



REQUEST FOR FILING A PATENT APPLICATION UNDER 37 C.F.R. §1.53(b)
Attorney Docket: 029065.44660D2



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop PATENT APPLICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a request for filing a divisional application under 37 C.F.R. 1.53(b), of pending prior application:

Serial No.: 10/100,037
Filed on: March 19, 2003
Of: MARC G. ACHEN, et al.
Entitled: ANTIBODIES TO TRUNCATED VEGF-D AND USES
THEREOF
Examiner: P. HUYNH
Group: 1644

Accompanying this order is:

- ☒ 1. A true copy of the prior application as originally filed. (45 claims, pages 1-38, plus specification cover)
- ☒ 2. New Formal drawings are being filed herewith consisting of 5 sheets, depicting Figures 1-5.
- ☒ 3. Declaration and Power of Attorney:
 - a. ☐ Newly executed (original or copy)
 - b. ☒ Copy from prior application
 - i. ☐ Deletion of Inventors - signed statement attached deleting inventor(s) named in the prior application
- ☒ 4. Incorporation by Reference:

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 3b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
- ☒ 5. Cancel original claims 1-45.

- ☐ 6. Small entity status:
- a. ☐ A small entity statement is enclosed
- b. ☐ A statement of small entity status (copy attached) was filed on ___ in the prior application and status as a small entity is still proper and desired.
- c. ☐ Is no longer claimed
- ☒ 7. The filing fee is calculated below:

**CLAIMS AS FILED, INCLUDING ANY CLAIMS
CANCELLED OR ADDED BY PRELIMINARY AMENDMENT**

Basic Fee						\$385		\$770.00
Total Claims	<u>7</u>	-	20	=	<u>0</u>	x	9 = \$	18 = \$
Ind. Claims	<u>1</u>	-	3	=	<u>0</u>	x	43 = \$	86 = \$
<u>Multiple Dependent Claims</u>						+	145 = \$	290 = \$
Total							\$	\$770.00

- ☐ 8. Please charge my Deposit Account No. 05-1323 (Docket #___) in the amount of \$___.
- ☒ 9. A check in the amount of \$770.00 to cover the filing fee is enclosed.
- ☒ 10. The Commissioner is authorized to charge any fee which may be required under 37 CFR 1.16 or 37 CFR 1.17 or credit any overpayment to Deposit Account No. 05-1323 (Docket #029065.44660D2).
- ☒ 11. Amend the specification by inserting before the first line the sentence: --This application is a division of co-pending application Serial No. 10/100,037, filed March 19, 2003, now U.S. Patent No. _____.--
- ☒ 12. The prior application is assigned of record to Ludwig Institute for Cancer Research. The assignment was recorded on April 4, 2000 at Reel 010674, Frame 0868.
- ☒ 13. The power of attorney in the prior application is to:
- Herbert I. Cantor, Reg. No. 24,392; James F. McKeown, Reg. No. 25,406; Donald D. Evenson, Reg. No. 26,160; Joseph D. Evans, Reg. No. 26,269; Gary R. Edwards, Reg. No. 31,824; and Jeffrey D. Sanok, Reg. No. 32,169.
- ☒ a. The power appears in the original application papers in the prior application.

- ☐ b. Since the power does not appear in the original application papers, a copy of the power in the prior application is enclosed.
- ☐ c. Attached is a duplicate of a Supplemental Declaration which was filed in the prior application to overcome informalities.
- ☒ d. Address all future correspondence to:

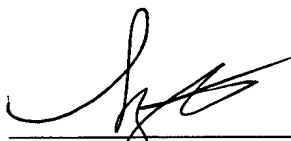
CROWELL & MORING, LLP
Intellectual Property Group
P.O. Box 14300
Washington, DC 20044-4300

Customer No.

23911

- ☒ 14. Forms PTO-892 and PTO-1449 listing prior art made of record in the prior application are attached. A copy of each of the listed references should be available in the prior application file.
- ☒ 15. A Preliminary Amendment is being filed herewith.
- ☒ 16. Return Receipt Postcard.
- ☒ 17. Application Data Sheet
- ☒ 18. Request for Transfer of Computer Readable Form Under 37 C.F.R. §1.821(e)

Respectfully submitted,



Kening Li, Ph.D.
Registration No. 44,872
J. D. Evans
Registration No. 26,269

February 18, 2004

CROWELL & MORING, L.L.P.
Intellectual Property Group
1001 Pennsylvania Avenue, NW
Washington, D.C. 20005
Tel: (202) 624-2500
Fax: (202) 628-8844
JDE:KL:tlm (295196)